

Attorney's Docket No. N-103CIP

allowed B400 128 6312
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

: Application of Miller et al.
: **METHOD AND APPARATUS FOR TRANSPORTING
POWDER COATING MATERIAL FROM A BOX SHAPED
CONTAINER**

Approved

ACP
1-22-1996
Serial No.
Filed
Group No.
Examiner

: 08/126,391
: September 23, 1993
: 3102
: A. Pike

November 3, 1995

*Amendment
Petition and
Fee Selecting
Correctly Named
Original Person
who is not an
Inventor
JFJ
11/14/96*

Enter -

Formal

matters

Only

ACP

1-22-1996

HONORABLE COMMISSIONER OF
PATENTS & TRADEMARKS

Box Issue Fee
Washington, D.C. 20231

**AMENDMENT, PETITION AND FEE DELETING CORRECTLY NAMED
ORIGINAL PERSON WHO IS NOT AN INVENTOR OF INVENTION NOW BEING
CLAIMED (37 CFR 1.48(b))**

1. This amendment and petition under 37 CFR 1.48(b) is to delete the name(s) of the following person(s) originally named as inventor(s) and who is (are) not the inventor(s) of the invention now being claimed: Robert E. Perrin

2. **CLAIM(S) NOW ON FILE**

The claim(s) in this application are as follows:

(check and complete all applicable items)

- ☒ originally filed claim(s) 9 and 38
☒ originally filed claim(s) 6-7, 15-16, and 19
as amended on October 10, 1994
☒ originally filed claim(s) 2, 3, 8, 10-14, and 17-18
as amended on March 30, 1995
☒ originally filed claim(s) 1, 4, 5, 37, and 42
as amended on August 1, 1995
☐ claim(s) _____ filed on _____
☐ claim(s) _____ filed on _____
as amended on _____

3. **DILIGENCE**

This amendment and petition is being filed

- ☐ concurrently with the deletion of all claim(s) for which the inventor(s) who is (are) being deleted made a contribution.
- ☒ diligently after discovery that any claim(s) for which the above named inventor(s) who are being deleted are now no longer the inventors of the subject matter being claimed. The facts involved are now set forth in the attached statement.

4. **STATUS OF INVENTORSHIP AFTER AMENDMENT**

(Check the following item if all the inventor(s) remaining after this petition and amendment is accepted are not the inventor(s) of the subject matter of all the claim(s) now being claimed)

- ☒ Attached is an explanation of the facts, including the ownership of all the claim(s) at the time the last claimed invention was made (Declaration of Inventorship and Common Ownership of Claims in Application).

5. **FEE (37 CFR 1.17(h))**

The fee required by is paid as follows:

- ☒ Enclosed is a check for \$130.00.
☒ Charge Account 03-2415 for any fee deficiency.
☐ Charge Account _____ the sum of \$130.00.

Respectfully submitted,



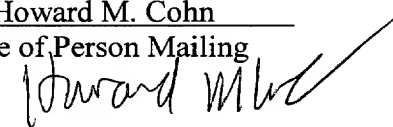
Howard M. Cohn
Registration No. 25,808

Howard M. Cohn
Patent & Trademark Attorney
800 Standard Building
Cleveland, Ohio 44113
(216) 696-5766

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: **HONORABLE COMMISSIONER OF PATENTS AND TRADEMARKS**, Box Issue Fee, Washington, D.C. 20231, on November 3, 1995.

Howard M. Cohn
Name of Person Mailing


Signature of Person Mailing

nr103cip pe1



Attorney's Docket No. NR103CIP

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re : Application of Miller et al.
For : **METHOD AND APPARATUS FOR TRANSPORTING
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Serial No. : 08/126,391
Filed : September 23, 1993
Group No. : 3102
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Batch No. : 063

November 3, 1995

**HONORABLE COMMISSIONER OF
PATENTS & TRADEMARKS**

Box Issue Fee
Washington, D.C. 20231

STATEMENT OF FACTS

Sir,

When the referenced patent application, Serial No. 08/126,391, was filed by the undersigned attorney of record, Howard M. Cohn, on September 23, 1993, the inventors of the filed claims were William S. Miller, Kenneth Holley, John C.A. Traylor, and Robert E. Perrin. In an Amendment dated August 1, 1995 and filed by Howard M. Cohn for the above referenced application, claims 20-36 and 39-41 were canceled. A Notice of Allowance and Issue Fee Due, dated August 25, 1995, was issued by the Patent Office in response to the Amendment of August 1, 1995.

On or about September 22, 1995, while reviewing the allowed claims of the referenced application, the undersigned attorney realized that Robert E. Perrin was not an inventor of the subject matter in any of the allowed claims. The undersigned attorney then diligently proceeded to prepare the attached amendment to correct the inventorship for the above referenced application.

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under §1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Signed this November 3, 1995

Respectfully submitted,



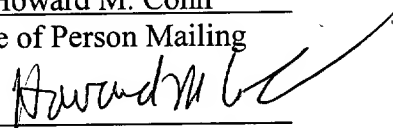
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Howard M. Cohn
Name of Person Mailing


Signature of Person Mailing

In re
For

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of Miller et al.

**METHOD AND APPARATUS FOR
TRANSPORTING POWDER COATING
MATERIAL FROM A BOX SHAPED
CONTAINER**the specification of which: *(check and complete (a), (b), or (c))*

- (a) ☐ is attached hereto.
- (b) ☒ was filed on September 23, 1993, as Application Serial No. 08/126,391 and was amended on March 30, 1995.
- (c) ☐ was described and claimed in International Application No. _____ filed on _____ and as amended on _____ *(if any)*.

**DECLARATION AS TO INVENTORSHIP AND COMMON OWNERSHIP OF
CLAIMS FILED IN APPLICATION****1. Identification of Inventors of Different Claims**

- (a) The subject matter of claim(s) 1-19 and 42 was made by inventor(s) William S. Miller and Kenneth Holley.
- (b) The subject matter of claim(s) 37 and 38 was made by inventor(s) William S. Miller, Kenneth Holley, and John C.A. Traylor.
- (c) The subject matter of claim(s) _____ was made by inventor(s) _____.

**2. Statement as to Knowledge (or Lack of Knowledge) by Later Inventor(s) of
Subject Matter by Earlier Inventor(s)**

The last-made invention of this application is the subject matter of claim(s) 37 and 38 made by inventor(s) William S. Miller, Kenneth Holley, and John C.A. Traylor.

When the subject matter of the invention of claim(s) 37 and 38 was made inventor(s) William S. Miller, Kenneth Holley, and John C.A. Traylor, the latter inventors.

(check applicable item)

- ☒ knew
- ☐ did not know

of the earlier invention of the subject matter in the other claim(s) of this application.

3. Ownership of Invention of All Claims at the Time of Later Invention

At the time the later invention of claim(s) 37 and 38 was made, the invention described in all the claims of the application was owned by Nordson Corporation, a corporation organized under the laws of the State of Ohio and having its principal office at 28601 Clemens Road, Westlake, Ohio 44145.

4. **Identification of Person(s) Making this Statement**

The person making this statement is:

(Complete (a) or (b))

- (a) ☐ the inventor
- (b) ☒ the owner or a person authorized to sign on behalf of the owner on the basis of:
- ☒ an assignment
 - ☐ recorded: Reel _____ Frame _____
 - ☐ unrecorded
 - ☒ copy attached
 - ☐ an agreement
 - ☐ copy attached
 - ☐ other _____
-
- ☐ supporting papers attached

5. **Assignee Certification**

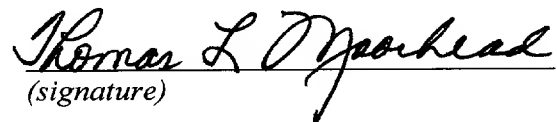
(complete, if applicable)

In accordance with 37 CFR 3.73, the assignee hereby certifies that the evidentiary documents with respect to its ownership have been reviewed and that, to the best of assignee's knowledge and belief, title is in the assignee seeking to take this action.

As a person signing below, I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

(Signature by Assignee)

Thomas L. Moorhead
(type name of person)


(signature)

Vice President-Law & Assistant Secretary
(Title)

NOTE: A statement under 37 CFR 3.73(b) is not required to be submitted when the assignee signs an affidavit or declaration of common ownership of two inventions. Notice of April 30, 1993, 1150 O.G. 62-64.

CERTIFICATE OF MAILING/TRANSMISSION (37 CFR 1.8a)

I hereby certify that this correspondence is, on the date shown below, being:

MAILING


☒ deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Commissioner of Patents and Trademarks, Washington, D.C. 20231

☐ as "Express Mail Post Office to Addressee" Mailing Label No. _____

Date: November 2, 1995

FACSIMILE

☐ transmitted by facsimile to the Patent and Trademark Office



Signature
Howard M. Cohn

(type or print name of person certifying)

nr103cip.del

ASSIGNMENT OF INVENTION AND PATENTS THEREON

WHEREAS, I (we), William S. Miller of Wakeman, Kenneth Holley of South Amherst, and John C.A. Traylor of Elyria all in the state of Ohio have invented METHOD AND APPARATUS FOR TRANSPORTING POWDER COATING MATERIAL FROM A BOX SHAPED CONTAINER as fully disclosed in an application for Patent so entitled and (check one)

- [] executed by me (us) on even date herewith
 [x] filed by me (us) on 9/23/93, as Serial No. 08/126,391 preparatory to obtaining Letters Patent of the United States therefor; and

WHEREAS, NORDSON CORPORATION a corporation organized under the laws of the State of Ohio and having its principal office at 28601 Clemens Road, Westlake, Ohio, 44145, desires to acquire the entire interest in and to the subject matter disclosed in said application and in and to all patents issued or to be issued thereon.

NOW, THEREFORE, to all whom it may concern, be it known that, for and in consideration of the sum of One Dollar to me (each of us) in hand paid, and other good and valuable consideration, the receipt of which is hereby acknowledged, I (we) have sold, assigned and transferred, and by these presents do sell, assign and transfer unto the said NORDSON CORPORATION my (our) entire right, title and interest in and to the subject matter disclosed in said application and in and to all Letters Patent Domestic and Foreign issued or to be obtained thereon, including all rights and interests with priority rights under the Paris Convention for the Protection of Industrial Property, the International Patent Cooperative Union, European Patent Convention, Common Market Convention, or any other Convention or Union for each country of said Convention or Union; and I (we) do hereby authorize and request the Commissioner of Patents to issue the Letters Patent granted on said application and all future patents granted upon the subject matter disclosed therein to the above-named Assignee, its legal representatives and assigns.

Full Name of Inventor: <u>Miller</u> <u>William</u>			
	Last Name	First Name	Middle Name
<u>William Scott Miller</u>		<u>10/29/93</u>	
Signature		Date	
Post Office Address: <u>52030 BATES Rd. (W.S.M.) (10/29/93)</u>			
<u>13912 State Route 113</u>		<u>Wakeman, Ohio</u>	<u>44889</u>
Post Office Address		City, State or Country	Zip Code

STATE

COUNTY

Ohio)
Lorain) SS

On this 29 day of Oct., 1993, before me personally appeared William Miller to me known and known by me to be the above-named individual who acknowledged the signing of the foregoing instrument to be a voluntary act and deed and who executed the same for the uses and purposes therein specified.

Notary Public

(SEAL)

GAIL E. BAILEY
NOTARY PUBLIC - STATE OF OHIO
My Commission Expires Dec. 28, 1996

Full Name

of Second Inventor:

Holley

Kenneth

Last Name

First Name

Middle Name

Signature

Date

Post Office

Address:

582 South Lake Street

South Amherst, Ohio

44001

Post Office Address

City, State or Country

Zip Code

STATE

COUNTY

Ohio)
Lorain) SS

On this 8 day of Nov., 1993, before me personally appeared Kenneth Holley to me known and known by me to be the above-named individual who acknowledged the signing of the foregoing instrument to be a voluntary act and deed and who executed the same for the uses and purposes therein specified.

Notary Public

(SEAL)

GAIL E. BAILEY
NOTARY PUBLIC - STATE OF OHIO
My Commission Expires Dec. 28, 1996

Full Name

of Third Inventor: Traylor John C.A.
Last Name First Name Middle Name

Signature

Date

8 Nov 93

Post Office

Address: 376 Naples Drive Elyria, Ohio 44035
Post Office Address City, State or Country Zip Code

STATE

Ohio

COUNTY

Lorain

) SS

On this 8 day of Nov, 1993, before me personally appeared John Traylor to me known and known by me to be the above-named individual who acknowledged the signing of the foregoing instrument to be a voluntary act and deed and who executed the same for the uses and purposes therein specified.

Gail E. Bailey
Notary Public

(SEAL)

GAIL E. BAILEY
NOTARY PUBLIC - STATE OF OHIO
My Commission Expires Dec. 26, 1996

ASSIGNMENT OF INVENTION AND PATENTS THEREON

WHEREAS, I, Robert E. Perrin, of Cheadle Heath in Stockport, England, the United Kingdom have invented METHOD AND APPARATUS FOR TRANSPORTING POWDER COATING MATERIAL FROM A BOX SHAPED CONTAINER as fully disclosed in an application for Patent so entitled and filed by me on 9/23/93 as Application Serial No. 08/126,391 preparatory to obtaining Letters Patent of the United States therefor; and

WHEREAS, NORDSON CORPORATION a corporation organized under the laws of the State of Ohio and having its principal office at 28601 Clemens Road, Westlake, Ohio, 44145, desires to acquire the entire interest in and to the subject matter disclosed in said application and in and to all patents issued or to be issued thereon.

NOW, THEREFORE, to all whom it may concern, be it known that, for and in consideration of the sum of One Dollar to me in hand paid, and other good and valuable consideration, the receipt of which is hereby acknowledged, I have sold, assigned and transferred, and by these presents do sell, assign and transfer unto the said NORDSON CORPORATION my entire right, title and interest in and to the subject matter disclosed in said application and in and to all Letters Patent Domestic and Foreign issued or to be obtained thereon, including all rights and interests with priority rights under the Paris Convention for the Protection of Industrial Property, the International Patent Cooperative Union, European Patent Convention, Common Market Convention, or any other Convention or Union for each country of said Convention or Union; and I do hereby authorize and request the Commissioner of Patents to issue the Letters Patent granted on said application and all future patents granted upon the subject matter disclosed therein to the above-named Assignee, its legal representatives and assigns.

Witness my hand this 18th day of NOVEMBER, 1993
R. Perrin Inventor.

On this 18th day of NOVEMBER, 1993,
before me personally appeared Robert E. Perrin

to me known and known by me to be the above-named individual who duly acknowledged the signing of the foregoing instrument to be a voluntary act and deed and who executed the same for the uses and purposes therein specified.

Witness [Signature]

Address

1 E FLOTT
1, PRESTWICK CLOSE
TYNTERINGTON
MACCELSFIELD
CHESHIRE
ENGLAND



Attorney's Docket No. NR103CIP

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Examiner : A. Pike
Batch No. : 063

November 3, 1995

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PATENTS & TRADEMARKS**

Box Issue Fee
Washington, D.C. 20231

TRANSMITTAL LETTER

Sir:

Transmitted herewith for filing in the above identified patent application are the following:

- 1) Amendment, Petition and Fee Deleting Correctly Named Original Person Who is Not an Inventor of Invention Now Being Claimed (37 CFR 1.48(b).;
- 2) Statement of Facts;
- 3) Declaration as to Inventorship and Common Ownership of Claims Filed in Application;
- 4) Assignment of Invention and Patents Thereon (in copy); and
- 5) Fee under 37 CFR 1.17(h).

A check for \$ 130.00 is enclosed to cover the fee for a Correction of Inventorship under 37 CFR 1.48(b).

The Commissioner is hereby authorized to charge payment of any additional fees to
Deposit Account No. 03-2415.

A duplicate copy of this letter is enclosed.

Respectfully submitted,



Howard M. Cohn
Registration No. 25,808

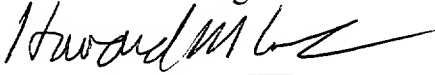
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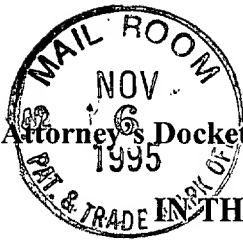
Howard M. Cohn

Name of Person Mailing



Signature of Person Mailing

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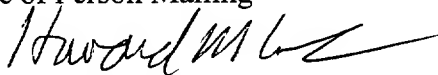
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Name of Person Mailing



Signature of Person Mailing

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